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DATE: **MAY 16, 2006**

TO:	Hard Copy to Follow via Mail: NO	
NAME	FAX NO.	PHONE NO.
USPTO Mail Stop: Amendment Group Unit: 1755	571-273-8300	

FROM: **Jacquelyn Campbell - 2279**

RE: **U.S. Patent Application No. 10/509283
Recycled Waste As Air Entrainment Admixtures
David Long, et al.**

CLIENT/MATTER NO 101000.0001US	NUMBER OF PAGES, INCLUDING COVER: 15
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MESSAGE:

Please see the attached Response to Notice of Non-Compliant Amendment. Thanks.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AGENT RESPONSIBLE TO DELIVER THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

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2279/101000.0001US-
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Practitioner's Docket No. 101000.0001US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of. David Long, Maurice Dale Poole

Application No. 10/509,283

Filed: 09/22/2004

For: Recycled Waste As Air Entrainment Admixtures

Group No.: 1755

Examiner: Marcantonio, Paul

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450RECEIVED
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AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

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Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being

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is deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

37 C.F.R. § 1.8(a)

with sufficient postage as first class mail

37 C.F.R. § 1.10*

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X facsimile transmitted to the Patent and Trademark Office. (571) 273 - 8300

Date 5/16/06


Signature

Jacqueline Campbell

(type or print name of person certifying)

* Only the date of filing (i.e. the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under 1.8 continues to be taken into account in determining timeliness. See 1703(f). Consider "Express Mail Post Office to Addressee" (i.e. 1.10, e. facsimile transmission (i.e. 8300) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.)

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE		ADDIT. FEE	
<u>TOTAL</u>	22	-	23	= 0	x \$ 25.00	= \$ 0.00
<u>INDEP.</u>	2	-	3	= 0	x \$ 100.00	= \$ 0.00
<u>FIRST PRESENTATION OF MULTIPLE DEP. CLAIM</u>				+ \$ 0.00	= \$ 0.00	
				<u>TOTAL</u>		
				<u>ADDIT. FEE</u>		

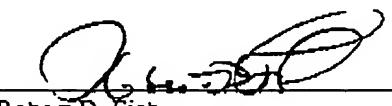
No additional fee for claims is required.

FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 502191.

If an additional fee for claims is required, charge Account No. 502191

Date: 5/16/06


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

Appl No.: 10/509,283
Applicant: David Long
Filing Date: 09/22/2004
Art Unit: 1755
Examiner: Marcantonio, Paul D
Attorney Docket No.: 101000.0001US

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RESPONSE TO OFFICE ACTION

Sir:

This paper responds to the Office Action dated April 26, 2006. Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

Attorney Docket No. 101000.0001US

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